

AMENDED IN ASSEMBLY AUGUST 2, 2016

AMENDED IN ASSEMBLY JUNE 20, 2016

AMENDED IN ASSEMBLY AUGUST 26, 2015

SENATE BILL

No. 20

Introduced by Senator Pavley

December 1, 2014

An act to add Article 7 (commencing with Section 43890) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, relating to vehicular air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 20, as amended, Pavley. Low Carbon Fuels Council.

Existing law establishes the California Alternative and Renewable Fuel, Vehicle Technology, Clean Air, and Carbon Reduction Act of 2007, which includes the Alternative and Renewable Fuel and Vehicle Technology Program, administered by the State Energy Resources Conservation and Development Commission, and the Air Quality Improvement Program, administered by the State Air Resources Board. Existing law requires the emphasis of the Alternative and Renewable Fuel and Vehicle Technology Program to be to develop and deploy technology and alternative and renewable fuels in the marketplace, without adopting any one preferred fuel or technology. Existing law requires the primary purpose of the Air Quality Improvement Program to be the funding of projects to reduce criteria air pollutants, to improve air quality, and to fund research to determine and improve the air quality impacts of alternative transportation fuels and vehicles, vessels, and equipment technologies.

This bill would create the Low Carbon Fuels Council, as specified, which, among other things, would coordinate state agencies' activities that are related to the acceleration and development of the in-state production of low carbon ~~fuels~~; *fuels and very low carbon transportation fuels*.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Article 7 (commencing with Section 43890) is added to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, to read:

Article 7. Low Carbon Fuels Council

43890. For purposes of this section, ~~"council"~~ *article:*

(a) *"Council"* means the Low Carbon Fuels Council, established pursuant to ~~this article~~; *Section 43892*.

(b) *"Low carbon fuel"* means a transportation fuel that will contribute to the reduction in carbon intensity of California transportation fuels and to the achievement of the state's greenhouse gas reduction goals.

(c) *"Very low carbon transportation fuel"* has the same meaning as defined in Section 43870.

43892. (a) The Low Carbon Fuels Council is hereby established.

(b) (1) The council shall consist of ~~five~~ *six* members as follows:

(A) Chair of the state board.

(B) Chair of the State Energy Resources Conservation and Development Commission.

(C) *Director of the Governor's Office of Business and Economic Development*.

~~(C)~~

(D) One member appointed by the Senate Committee on Rules.

~~(D)~~

(E) One member appointed by the Speaker of the Assembly.

~~(E)~~

(F) One member appointed by the ~~Governor~~; *Governor, with the advice and consent of the Senate*.

1 (2) The members appointed pursuant to subparagraphs ~~(C)~~ and
2 (D) and (E) of paragraph (1) shall have a scientific, economic, or
3 industry professional background in the production of low carbon
4 ~~fuels~~; *fuels and very low carbon transportation fuels*.

5 (3) The member appointed pursuant to subparagraph ~~(E)~~ (F) of
6 paragraph (1) shall be ~~appointed on the basis of his or her~~
7 ~~educational and professional qualifications and general knowledge~~
8 ~~of and interest in the production of low carbon fuels~~; *a*
9 *representative of a bona fide nonprofit environmental justice*
10 *organization that advocates for clean air and pollution reductions*.

11 (4) The members appointed pursuant to subparagraphs ~~(C)~~ to
12 ~~(E)~~; (D) to (F), inclusive, of paragraph (1) shall serve for a term
13 of four ~~years~~; *years* and may be reappointed.

14 (c) Except as provided in this subdivision, members of the
15 council shall serve without compensation. A member shall be
16 reimbursed for actual and necessary expenses incurred in the
17 performance of his or her duties and shall be compensated one
18 hundred dollars (\$100) for each day during which the member is
19 engaged in the performance of his or her official duties related to
20 the council.

21 43894. The council's meetings shall be open to the public and
22 comply with the Bagley-Keene Open Meeting Act (Article 9
23 commencing with Section 11120) of Chapter 1 of Part 1 of
24 Division 3 of Title 2 of the Government Code).

25 43896. (a) The council shall do all of the following:

26 (1) Coordinate state agencies' activities that are related to the
27 acceleration and development of the instate production of low
28 carbon ~~fuels~~; *fuels and very low carbon transportation fuels*.

29 (2) Identify and ~~address~~ *evaluate* any gaps in existing programs,
30 policies, or activities that may impede the instate construction of
31 new, or the expansion of existing, low carbon fuel production
32 ~~facilities~~; *facilities or very low carbon transportation fuel*
33 *production facilities*.

34 (3) Make recommendations to the Legislature for changes in
35 the law needed to achieve the goals of this subdivision.

36 (b) The council may sponsor conferences, symposia, and other
37 public forums to seek a broad range of public advice.